

IN THE UNITED STATES DISTRICT COURT  
DISTRICT OF SOUTH CAROLINA  
ROCK HILL DIVISION

United States of America *ex rel.* BRIANNA  
MICHAELS and AMY WHITESIDES,

C/A No. 0:12-cv-03466-JFA

Relators,

vs.

AGAPE SENIOR COMMUNITY, INC.;  
AGAPE SENIOR PRIMARY CARE, INC.;  
AGAPE SENIOR SERVICES, INC.;  
AGAPE SENIOR, LLC;  
AGAPE MANAGEMENT SERVICES, INC.;  
AGAPE COMMUNITY HOSPICE, INC.;  
AGAPE NURSING AND  
REHABILITATION CENTER, INC.  
d/b/a AGAPE REHABILITATION OF  
ROCK HILL a/k/a AGAPE SENIOR POST  
ACUTE CARE CENTER – ROCK HILL a/k/a  
EBENEZER SENIOR SERVICES, LLC;  
AGAPE SENIOR FOUNDATION, INC.;  
AGAPE COMMUNITY HOSPICE OF  
ANDERSON, INC.; AGAPE HOSPICE OF THE  
PIEDMONT, INC.; AGAPE COMMUNITY  
HOSPICE OF THE GRAND STRAND, INC.;  
AGAPE COMMUNITY HOSPICE OF THE  
PEE DEE, INC.; AGAPE COMMUNITY  
HOSPICE OF THE UPSTATE, INC.; AGAPE  
HOSPICE HOUSE OF HORRY COUNTY, INC.;  
AGAPE HOSPICE HOUSE OF LAURENS, LLC;  
AGAPE HOSPICE HOUSE OF THE LOW  
COUNTRY, INC.; AGAPE HOSPICE HOUSE  
OF THE PIEDMONT, INC.; AGAPE  
REHABILITATION OF CONWAY, INC.;  
AGAPE SENIOR SERVICES FOUNDATION,  
INC.; AGAPE THERAPY, INC.; AGAPE  
HOSPICE; HOSPICE PIEDMONT; HOSPICE  
ROCK HILL; and CAROLINAS  
COMMUNITY HOSPICE, INC.,

Defendants.

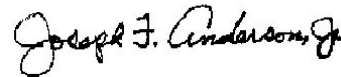
**ORDER**

In response to Relators' Motion to Compel *In Camera* Review, ECF No. 199, the court hereby orders Defendants to furnish to the court for *in camera* review the 52 documents that were deemed privileged solely by Defendants.<sup>1</sup> In addition to the 52 documents, the court hereby orders Defendants to furnish to the court a random sample of 50 documents out of the remaining 357 documents. The 50 documents should be selected by the following selection method: every 7th document out of the 357 documents on the privilege log provided to the court, until the amount equals 50 documents.<sup>2</sup>

The Defendants have until **January 7, 2015** to furnish the aforementioned documents to the court. The court reserves the right to impose sanctions on the losing party to the attorney-client privilege review.

IT IS SO ORDERED.

December 23, 2014  
Columbia, South Carolina



Joseph F. Anderson, Jr.  
United States District Judge

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<sup>1</sup> For clarification, the Defendants in their Response to Relators' Motion for *In Camera* Review represent to the court that 357 of the 409 documents for which Defendants assert a privilege were also identified by the Government—by way of a “taint team” review—as privileged. Therefore, only 52 documents out of the 409 on the privilege log were deemed privileged solely by the Defendants.

<sup>2</sup> In other words, the Defendants shall start with a list of only the 357 documents, and then furnish document number 1, number 8, number 15, etc.